General Assembly

Raised Bill No. 5580

February Session, 2008

LCO No. **2015**

*02015_____BA_*

Referred to Committee on Banks

Introduced by:
  (BA)

AN ACT CONCERNING THE DISCHARGE OF LIENS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1   Section 1. Section 49-59 of the general statutes is repealed and the
2   following is substituted in lieu thereof (*Effective October 1, 2008*):

3   Each person who has lodged for record a certificate claiming a lien
4   on any property, under the provisions of this chapter, shall, after
5   receiving satisfaction of [his] the claim or after the rendition of a final
6   judgment against [him] such person showing that nothing is due
7   thereon, [within] no later than ten days after [; being requested in
8   writing to do so by any person interested in having the lien removed,
9   sign] receiving such satisfaction or final judgment: (1) Sign and lodge,
10   in the office of the town clerk in which his original certificate was filed
11   for record, a certificate that such lien is removed, which, when
12   recorded, shall discharge such lien; and (2) provide a copy of the
13   certificate that such lien is removed to the debtor. If [he] such person
14   fails to comply with [such request, he] this section, such person shall
15   pay to the party aggrieved such sum, not exceeding half the amount
16   claimed by [his] the lien, as the court having cognizance of the action
17   brought therefor may determine.

This act shall take effect as follows and shall amend the following sections:		
Section 1	*October 1, 2008*	49-59

Statement of Purpose:

To require lien holders to notify the appropriate town clerk whenever a lien has been satisfied or a final judgment has been rendered against a lien holder showing that nothing is due and to require that such notification be copied on the debtor.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]